PTO/SB/21 (08-03)

Approved for use through 07/31/06. OMB 0651-0031

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		Applic	ation Number	10/730,658				
TRANSMITTAL			Date	December 8, 2003				
FORM		First Named Inventor		James Thomas Doyle				
(to be used for all correspondence after in	Group Art Unit		2838					
			ner Name	Sterrett, Jeffrey L.				
Total Number of Pages in This Submission	9	Attorne	ey Docket Number	100-24000 (P05764)				
	ENCLO	OSURES	(check all that apply)					
Fee Transmittal Form		ment Pap Application		After Allowance Communication to Group				
Fee Attached	☐ Drawing(s)			Appeal Communication to Board of Appeals and Interferences				
Amendment/Response	Licensing-related Papers			Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)				
After Final (Response)	Petition Routing Slip (PTO/SB/69) and Accompanying Petition			Proprietary Information				
Affidavits/declaration(s)	_	n to Conv onal Appl		Status Inquiry				
Extension of Time Request			ey, Revocation espondence Address	Other Enclosure(s) (please identify below):				
Express Abandonment Request	al Disclaimer st for Refund		Return Receipt Postcard Certificate of Mailing					
Supplemental Information Disclosure Statement, Form PTO- 1449 and 3 references	CD, Nu	umber of (CD(s)					
Certified Copy of Priority Document(s)	Rema	Remarks Please charge any necessary fees or credit overpayment to Deposit Account No. 502305. A duplicate copy of this transmittal is attached for this purpose.						
Response to Missing Parts/ Incomplete Application								
Response to Missing Parts under 37 CFR 1.52 or 1.53								
SIGNA	TURE OF	APPLICA	ANT, ATTORNEY, OI	RAGENT				
Firm or Individual name Mark C. Pickering,	Firm or Mark C. Pickering, Reg. No. 36,239							
Signature Wul C. Ful								
Date December 20, 2004								
	CEI	RTIFICA	TE OF MAILING					
I hereby certify that this correspondence is bei envelope addressed to: M/S Amendment, Com				with sufficient postage as first class mail in an A 22313-1450 on this date December 20, 2004				
Typed or printed name Robin L. King	() ,							

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

December 20, 2004

Signature



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant submitsherewith information of which applicant isware, which applicant believes may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

This Information Disclosure Statement:

- (a) [] accompanies the new patent application submitted herewith. 37 CFR § 1.97(a).
- (b) [] is filed within three months after the filing date of the application or within three months after the date of entry of the national stage of a PCT application as set forth in 37 CFR § 1.491.
- (c) [X] as far as is known to the undersigned, is filed before the mailing date of a first Office Action on the merits.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, postage prepaid, in an envelope, addressed to Mail Stop MUNDMUNT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 12-30-04.

Dated: Level 20, 2004 By Level Level.

	(d) [app	iled after the first office action and more than three months after the plication's filing date or PCT national stage date of entry filing but, as far is known to the undersigned, prior to the mailing date of either a final
		reje by	ection or a notice of allowance, whichever occurs first, and is accompanied either the fee (\$180) set forth in 37 CFR § 1.17(p) or a certification as ecified in 37 CFR § 1.97(e), as checked below.
	(e) [allo set § 1	led after the mailing date of either a final rejection or a notice of wance, whichever occurred first, and is accompanied by the fee (\$180) forth in 37 CFR § 1.17(i)(1) and a certification as specified in 37 CFR .97(e), as checked below. This document is to be considered as a petition uesting consideration of the information disclosure statement.
	[If ei	ther o	f boxes (d) or (e) are checked above, the following "certification" under
37 CFF	R § 1.9	97(e) ı	may need to be completed.] The undersigned certifies that:
	(f) [was	th item of information contained in the information disclosure statement is cited in a communication mailed from a foreign patent office in a interpart foreign application not more than three months prior to the filing his information disclosure statement.
	(g) [cite fore rea: § 1	item of information contained in this information disclosure statement was d in a communication mailed from a foreign patent office in a counterpart eign application or, to the knowledge of the undersigned after making sonable inquiry, was known to any individual designated in 37 CFR .56(c) more than three months prior to the filing of this information closure statement.
	A list	of the	e patent(s) or publications(s) is set forth on the attached Form PTO-1449
(Modifi	ied).	A copy	y of the items on PTO-1449 (Modified) is supplied herewith:
	(h)	[X] e	ach
	(i)	[] no	one
	(j)	10 []	nly those listed below:
	Those	e pate	ent(s) or publication(s) which are marked with an asterisk (*) in the
attache	ed fori	n PTC	0-1449 (Modified) are not supplied because they:
		[]	were previously cited by or submitted to the Office in a prior application no filed and relied upon in this application for an earlier filing date under 35 U.S.C. § 120 or
		[]	are hereby waived pursuant to 37 CFR 1.98 (a)(2)(i) for all U.S. national patent applications filed after June 30, 2003.
is:	A cor	icise e	explanation of relevance of the described above and attached information
	(k)	[X]	not given
	(1)	[]	given for each listed item

- (m) [] given for only non-English language listed item(s) [Required]
- (n) [] is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references [copy attached].

While the information disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that the information referred to is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR § 1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR § 1.98 and MPEP § 609 and the Examiner is respectfully requested to consider the above-described and attached information.

The Commissioner is hereby authorized to charge our Deposit Account No. 502305 for any fees required in connection with the filing of the Information Disclosure Statement. A duplicate copy of this Notice is enclosed for this purpose. In particular, in the event that an Office Action has cross in the mail with this Information Disclosure Statement, the Commissioner is authorized to charge the above-named deposit account for any fees required pursuant to 37 C.F.R. §1.17(p) or 1.17 (i) (1).

Respectfully submitted,

Dated: 12-20-04

Mark C. Pickering Reg. No. 36,239

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Atty. Docket No: 100-24000 (P05764)

Facsimile: (707) 762-5504 Customer No. 33402

•				100-24000 (P05764) Application Number 10/730,658						
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		1			Filing Date		roup Art Unit			
DET. 2 8 2004					December 8,		2838			
			.~/	. PATENT	DOCUMENTS		-	_		
*EXAMINER INITIAL	REF	DOCUMENT NUMBER TRADE	DATE	NAME CLA			SUBCLASS FILING DATE IF APPROPRIATI			
		Appln. 10/053,858		Maksin	novic et al.			01/19/02		
		Appln. 10/106,428		Doyle e	t al.			03/26/02		
		Appln. 10/272,027		Doyle e	t al.			10/15/02		
			U.S. PATENT	Γ APPLICA	ATION PUBLICATIONS					
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EXAMINER				DATE CONSIDERED						
EXAMINEF	R: Initia ed. Inc	al if citation considered, whether or clude copy of this form with next co	not citation is in ommunication to a	conforman applicant.	ce with MPEP Section 609	; Draw line throu	gh citation if not	in conform	ance and	